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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>Customer No.</i>	23643	}
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<i>Group:</i>	1651	}
		}
<i>Confirmation No.:</i>	7088	}
		}
<i>Application No.:</i>	10/728,291	}
		}
<i>Invention:</i>	METHOD FOR REPAIR OF LIVER TISSUE	}
		}
<i>Inventor:</i>	Stephen F. Badylak et al.	}
		}
<i>Filed:</i>	December 4, 2003	}
		}
<i>Attorney Docket:</i>	3220-73986	}
		}
<i>Examiner:</i>	FORD, ALLISON M.	}

ELECTRONICALLY FILED:
June 12, 2009

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment

Director for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Statement is filed in the application identified above pursuant to 37 C.F.R. § 1.56 and pursuant to the holding of the Federal Circuit Court of Appeals in the case *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003). In *Dayco*, it was held that a rejection of a substantially similar claim in a co-pending United States application being examined by another examiner is considered material to patentability. In an abundance of caution, and without any admission that the claims of the following applications are substantially similar, applicants are advising the Examiner of U.S. Patent Application Nos. 12/349,254, 10/728,033, 10/500,511, 10/775,386

(now U.S. Patent No. 7,482,025), 10/134,416 (now U.S. Patent No. 6,793,939), and 09/319,781 (now U.S. Patent No. 6,379,710). The undersigned hereby acknowledges that the Examiner has access to the file histories of the applications and no copies of the issued office actions are being submitted with this Information Disclosure Statement. However, if the Examiner would like Applicants to provide copies of any file history documents, we will be glad to do so.

In accordance with 37 C.F.R. § 1.98(a)(2), no copies of the cited U.S. references are provided. A copy of each cited non-patent reference and each foreign patent are provided for review by the Examiner. No representation is intended that a complete search has been made of the prior art or that no better art references than those listed on the attached PTO Form 1449 are available.

The filing of this Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). None of the prior art listed on the attached PTO Form 1449 is believed to disclose or suggest the invention recited in the claims of the above-identified application. It is therefore believed that the claimed invention is patentably distinguishable over these references.

Applicants authorize the Director to charge the fee of \$180.00 for the filing of this Information Disclosure Statement to the account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to our matter 3220-73986. Applicants believe that no other fees are required with this response. If additional fees are required, the Director is hereby authorized to charge the same to the account of Barnes & Thornburg LLP, Deposit Account No. 10-0435, with reference to our matter 320-73986.

Respectfully submitted,

BARNES & THORNBURG LLP

A handwritten signature in black ink, appearing to read 'Elizabeth Lehr Stetzer', is written over a horizontal line.

Elizabeth Lehr Stetzer
Reg. No. 63,496

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